

U.S. PATENT & TRADEMARK OFFICE  
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RESPONSE UNDER 37 C.F.R. 1.116 -  
EXPEDITED PROCEDURE - EXAMINING GROUP 1647

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.: 09/715,909  
Applicant(s): Flannagan et al.  
Filed: November 17, 2000  
Art Unit: 1647  
Examiner: Robert C. Hayes  
Title: NOVEL BT TOXIN RECEPTORS FROM LEPIDOPTERAN  
INSECTS AND METHODS OF USE

Confirmation No.: 5613

Docket No.: 35718/204664(5718-107)  
Customer No.: 29122

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

PETITION AND FEE FOR EXTENSION OF TIME 37 C.F.R. § 1.136(a)

1. This is a petition for an extension of time for a total period of ONE months to respond to the Office Action dated May 14, 2004 and the Advisory Action mailed August 5, 2004 for which a Notice of Appeal was filed on August 10, 2004.

2. Applicant is  a small entity;  other than a small entity.  
3. Calculation of extension fee (37 C.F.R. § 1.17(a)(1)-(a)(5)):

Total Months <u>Requested</u>	Fee For Other Than Small Entity	Fee for <u>Small Entity</u>
one month	\$110.00	\$55.00
two months	\$430.00	\$215.00
three months	\$980.00	\$490.00
four months	\$1,530.00	\$765.00
five months*	\$2,080.00	\$1,040.00

\*Cannot be used to exceed six-month statutory limit for response to an Official Action.

- A check in the amount of \$110.00 is enclosed.  
 Charge Deposit Account No. 16-0605 for any fee deficiency.

Respectfully submitted,

*Kathryn L. Coulter*

Kathryn L. Coulter  
Registration No. 45,889

<b>Customer No. 29122</b> ALSTON & BIRD LLP Bank of America Plaza 101 South Tryon Street, Suite 4000 Charlotte, NC 28280-4000 Tel Raleigh Office (919) 862-2200 Fax Raleigh Office (919) 862-2260	<b>CERTIFICATE OF EXPRESS MAILING</b> "Express Mail" Mailing Label Number EV184328325US Date of Deposit: November 10, 2004 I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: MAIL STOP RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450  <i>Nora C Martinez</i> Nora C. Martinez
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